



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/303,368	04/30/1999	MARION SCOTT BRIGHT	BU9-99-021	8261

7590 10/09/2003

ANDREW M. CALDERON  
MCGUIRE, WOODS, LLP  
1750 TYSONS BOULEVARD  
SUITE 1800  
MCLEAN, VA 22102-4215

EXAMINER

O CONNOR, GERALD J

ART UNIT	PAPER NUMBER
----------	--------------

3627

DATE MAILED: 10/09/2003

32

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 3627

## OFFICE ACTION

### *Information Disclosure Statement Noted*

1. The information disclosure statement submitted by appellant on Sept. 2, 2003 (Paper No. 30) was filed after the application had been forwarded to the Board of Patent Appeals and Interferences on December 30, 2002 for decision on the appeal. The submission complies with the provisions of 37 CFR 1.97. Accordingly, appellant's petition to have the information disclosure statement entered and considered by the examiner is granted. Note the attached signed copies of forms PTO-1449 (Paper No. 24, with publication dates corrected to proper format, and Paper No. 30, all references in Paper No. 30 being duplicates of appellant's previous submission in Paper No. 24).


2. As the examiner elects not to reopen prosecution based on any information in Appellant's disclosure, the application is now being returned to the Board of Patent Appeals and Interferences for decision on the appeal.

### *Conclusion*

3. Any inquiry concerning this communication, or earlier communications, should be directed to the examiner, Jerry O'Connor, whose telephone number is (703) 305-1525.

GJOC

October 6, 2003

  
ROBERT P. OLSZEWSKI  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600